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File No. Stamps II/51 (N)

Legal Department

B **BRANCH**

Subject:— Notifications under the Indian Stamp Act, 1889

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File No. Stamps II/51 (N).

Gen. 194.e.

459-B

Two revised draft notification are sent herewith.

2. The use of the expression "real properties" is peculiar to the laws of the United Kingdom. The said expression would not be appropriate in the case of the Indian Laws as the said expression is not defined either in the Indian Stamp Act, 1899 or the Indian Registration Act, 1908.

3. From the facts of the case, it appears that the portion of the Mercantile Bank of India Building is to be leased for the purposes of the office of the United Kingdom High Commissioner for India. The Revenue Department draft only gives exemption in respect of the purchase of ~~1~~ immoveable property by the Government of United Kingdom. It is necessary to extend the exemption to the lease which is contemplated or to sale of the property by the said Government (Pl. see the Government of India letter at page 11.)

Sd. J.R.Dhurandhar.
5/4.

Remembrancer of Legal Affairs.

U.R. to R.D. No. 5503 dated the 5th April 1951.

VGP. 3-7-56.

NOTIFICATION.

Revenue Department.

Bombay Castle April 1951.

Indian Stamp Act, 1899.

No. 9034/49:- In exercise of the powers conferred by clause (a) of sub-section (1) of section 9 of the Indian Stamp Act, 1899 (II of 1899) the Government of Bombay is pleased to remit, in the whole of the State of Bombay, the duties chargeable under the said Act in respect of instruments which are conveyances, leases or any other kind of transfers of immoveable property by or in favour of the Government of the United Kingdom.

By order of the Governor of Bombay.

Secretary to Government.

VGP. 3-7-56.

NOTIFICATION.

Revenue Department.

Bombay Castle, April 1951.

Indian Registration Act, 1908.

No. .- In exercise of the powers conferred by section 78 of the Indian Registration Act, 1908(XVI of 1908) the Government of Bombay is pleased to amend the Table of Fees published in Government Notification, Revenue Department, No. 2720/45(A) dated the 1st October 1946, as follows viz.

To Article I of the Table after note XIV, the following note shall be added, viz:-

" Note XV No. registration and copying fees shall be payable in respect of instruments which are conveyances, leases or any other kind of transfer of immoveable property by or in favour of the Government of the United Kingdom.

By order of the Governor of Bombay.

Secretary to Government.

VGP. 3-7-56.

A revised draft notification is sent herewith.

2. As the ~~draft~~ R.D. draft notification refers to a displaced person, it will be necessary to define that expression. An explanation has, therefore, been added on the ~~lin~~ lines of the definition of "displaced person" in the two Central Acts, namely, the Displaced Persons (Institution of Suits) Acts, ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxx~~ 1948 and the Resettlement of Displaced Persons (Land Acquisition) Act, 1948. The R.D. should, however, consider whether ~~reak~~ reference ~~feren~~ ce should be made to a refugee instead of to a displaced person. In that case the alternative draft notification should be issued.

Sd.

Deputy Secretary to Government.

U.R. to R.D. No. 12156, dated the 30th July 1951.

VGP. 3-7-56.

Legal Department.

The object in view can be achieved by mxx suitably amending Government Notifications in the Revenue Department Nos. 4298/33 (b) and 4298/33(c), dated the 24th April 1939. Two revised draft notifications for this purpose are sent herewith.

2. The two notifications of 1st August 1950 at page 115 ante refer to Government notifications No. 4298/33(b), dated the 24th April 1939 and No. 4298/33(c), dated the 24th April 1939. Although reference to these notifications will be construed as reference to these notifications as now proposed to be amended, it would be desirable to make the position clear. Two draft notifications (III and IV) are accordingly sent herewith.

3. It is presumed that the Government of India delegation Notifications No. 8 dated the 11th November 1937 and No. 96/38 dated the 26th January 1939 to which reference has been made in the draft notifications have not been superseded by any fresh delegation notifications and that they are still in force.

Sd/- S.L.Chaudhari
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Deputy Secretary to Government.

U.H. to L.D., No. 13607, dated the 24th August 1951.

S.A.I.
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